



CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE

04-O-1418

BY COUNCILMEMBER FELICIA A. MOORE

AS SUBSTITUTED BY CITY UTILITIES COMMITTEE

AUTHORIZING THE MAYOR OR HER DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT CERTAIN SUBDIVISIONS SD-04-11 (614 WOODS DRIVE) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$7,000.00), SD-04-29 (2442 CLAUDE STREET) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$3,290.00) AND SD-04-32 (2430 CLAUDE STREET) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$4,240.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of this subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

WHEREAS, the City and area residents would be better served by the construction of sidewalks and pedestrian improvements in other areas of said subdivisions with in District 9.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that applications for subdivision of land provide sidewalks are hereby waived for subdivisions SD-04-11, SD-04-29 and SD-04-32.

SECTION 2: That the waiver of said requirements for the aforementioned applications are conditioned upon the agreement of the applicants to pay the City of Atlanta a dollar amount equal to the value of construction SD-04-11 (\$7,000.00), SD-04-29 (\$3,290.00) and SD-04-32 (\$4,240.00) of said sidewalks as required by Section 1509.003 and as determined by the Commissioner of Department of Public Works.

SECTION 3: That before the Director of Bureau of Building issues any building permit for construction within the subdivisions sited above, said funds identified in Section 2 above shall be deposited in Trust Fund Account 3P02 424101 Y63T19019999, to be used for pedestrian improvements and sidewalk construction only in Council District 9.

SECTION 4.: That all other requirements of the Code of Ordinances for the subdivisions sited



above shall remain in full force and effect.

SECTION 6: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

A true copy,

Rhonda Daughlin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

October 4, 2004
October 8, 2004

CONSENT I

		10-04-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1418	38. 04-R-1683	60. 04-R-1705
2. 04-O-1441	39. 04-R-1684	61. 04-R-1706
3. 04-O-1565	40. 04-R-1685	62. 04-R-1707
4. 04-O-1567	41. 04-R-1686	63. 04-R-1708
5. 04-O-0438	42. 04-R-1687	64. 04-R-1709
6. 04-O-1507	43. 04-R-1688	65. 04-R-1710
7. 04-O-1559	44. 04-R-1689	66. 04-R-1711
8. 04-O-1572	45. 04-R-1690	67. 04-R-1712
9. 04-O-1582	46. 04-R-1691	68. 04-R-1713
10. 04-O-1728	47. 04-R-1692	69. 04-R-1714
11. 04-O-1732	48. 04-R-1693	70. 04-R-1715
12. 04-R-1655	49. 04-R-1694	71. 04-R-1716
13. 04-R-1421	50. 04-R-1695	72. 04-R-1717
14. 04-R-1668	51. 04-R-1696	
15. 04-R-1719	52. 04-R-1697	
16. 04-R-1487	53. 04-R-1698	
17. 04-R-1624	54. 04-R-1699	
18. 04-R-1673	55. 04-R-1700	
19. 04-R-1674	56. 04-R-1701	
20. 04-R-1675	57. 04-R-1702	
21. 04-R-1491	58. 04-R-1703	
22. 04-R-1659	59. 04-R-1704	
23. 04-R-1660		
24. 04-R-1661		
25. 04-R-1662		
26. 04-R-1663		
27. 04-R-1664		
28. 04-R-1665		
29. 04-R-1613		
30. 04-R-1676		
31. 04-R-1677		
32. 04-R-1678		
33. 04-R-1679		
34. 04-R-1680		
35. 04-R-1681		
36. 04-R-1682		
37. 04-R-1718		

04-071418
(Do Not Write Above This Line)

AN ORDINANCE BY Debra J. Miller
COUNCILMEMBER ELLICIA A. MOORE
AN ORDINANCE TO WAIVE THE SIDE
WALK REQUIREMENTS OF SECTION
15-09.003 OF THE CITY OF ATLANTA
CODE OF ORDINANCES TO PROVIDE THAT
CERTAIN SUBDIVISION APPLICATIONS
DEPOSIT A DOLLAR AMOUNT EQUAL TO
THE VALUE OF THE REQUIRED SIDEWALK
CONSTRUCTION INTO A DESIGNATED
TRUST FUND ACCOUNT FOR DISTRICT
9, AND FOR OTHER PURPOSES.

ADOPTED BY
OCT 04 2004

COUNCIL

substitute

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred 8/16/04
Referred To: City Utilities
Date Referred
Referred To:
Date Referred
Referred To:

Committee _____
Date _____
Chair _____
Referred To _____

City Utilities
Date 8/31/2004
Chair _____

Action
Fav, Adv, Hold (see rev. side)
Other _____

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other _____

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other _____

Members

MAYOR'S ACTION

Action
Fav, Adv, Hold (see rev. side)
Other substitute
Members
Debra J. Miller
Ellicia A. Moore
Debra J. Miller
Refer To

Refer To

FINAL COUNCIL ACTION
☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
OCT 04 2004
ATLANTA CITY CLERK
Rebecca D. Johnson

CERTIFIED
OCT 04 2004
Rebecca D. Johnson
MUNICIPAL CLERK

APPROVED
Debra J. Miller
OCT 08 2004

MAYOR